



State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Water Rights

KENT L. JONES
State Engineer/Division Director

July 21, 2011

Clark Smith et ux.
PO BOX 787
BEAVER, UT 84713

Morgan Carter Farms
PO BOX 817
BEAVER, UT 84713

RE: Control Structure and Measuring Device Notice **SEAA 1288**, North Creek/ Carter Ditch
Distribution Accounts: 100139, 100072; WR# 77-744, -745, -746, -1005, -1006

Dear Water Users:

On December 3, 2008, the Division of Water Rights ("the State Engineer") initiated the referenced agency action and sent you a Notice of Agency Action including the statutory requirement for a control structure and measuring device. This work was due complete in 2009 and was deemed complete in February 2011.

It has subsequently been reported by Steve Gale, the Beaver River Water Commissioner to the State Engineer that a suitable device has been installed as required and the subject agency action can be formally concluded.

Please be aware that maintenance of the facility is your responsibility. This will require annual cleaning of the entrance and exit way of the control structure & measuring device to assure operating conditions and accurate measurement. Continued compliance is dependent on maintaining a properly mounted and clean staff gauge. You should consult regularly with the Water Commissioner, Steve Gale or the Distribution Engineer, Mike Silva to assure proper maintenance and functioning of the devices.

At this time the subject agency action can be formally concluded. Your work to comply with the order are commended and appreciated. Thank you for your efforts.

Sincerely,

Mike Silva
Distribution Engineer

pc: G. Kurt Vest, P.E. / Southwestern Regional Engineer
Steve Gale / Water Commissioner / PO Box 855 / Beaver UT 84713
File: SEAA 1288

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to SEAA